

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fernandez et al. Examiner: Pillai, Namitha  
Serial No.: 09/827,993 Group Art Unit: 2173  
Filed: 04/05/2001 Docket: 40062.108USU1  
Confirmation No.: 5192 Notice of Allow. 07/11/2006  
Date:  
Due Date: 10/11/2006  
Title: BINARY CACHE FILE FORMAT FOR THEMEING THE VISUAL APPEARANCE OF A  
COMPUTER SYSTEM

**CERTIFICATE UNDER 37 CFR 1.10:**

"Express Mail" mailing label number: EV 777383212 US  
Date of Deposit: August 17, 2006

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By:   
Name: Jennifer Week

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**27488**  
PATENT TRADEMARK OFFICE

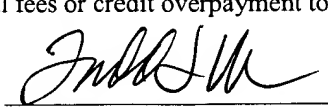
Sir:

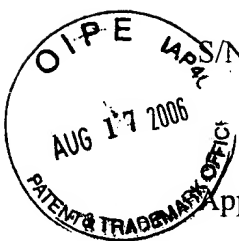
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- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
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Merchant & Gould P.C.  
P.O. Box 2903  
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By:   
Name: Tadd F. Wilson  
Reg. No.: 54,544  
TFWilson/jw



S/N 09/827,993

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Fernandez et al.	Examiner:	Pillai, Namitha
Serial No.:	09/827,993	Group Art Unit:	2173 Conf. No. 5192
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By: 

Name: Jennifer Weck

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The applicant acknowledges the allowance of claims 36-57 in the subject application by the Examiner with appreciation. The Applicant points out that the reasons set forth by the Examiner are not the only reasons that claims 36-57 are allowable. The Applicant agrees with the Examiner's Statement of Reasons for Allowance, dated April 21, 2006, to the extent that the claims of the present invention are patentable over the references in the record. However, the Applicant does not necessarily acquiesce or agree in any manner as to the comments made by the Examiner regarding what the prior art does or does not teach. In addition, the Applicant respectfully traverses the Examiner's Statement of Reasons for Allowance to the extent that any comment is intended or has the effect of limiting a claim scope, explicitly or implicitly, by not reciting verbatim the respective claim language, or is intended or has the effect of limiting a claim scope by stating or implying that all the reasons for patentability are in any way fully enumerated.

Application No. 09/725,983

Further reasons for allowance beyond those enumerated by the Examiner are described and set forth in the Applicant's specification. As the Examiner's reasons for allowance are not exhaustive, such reasons for allowance do not establish an estoppel against Applicant seeking and obtaining allowance of additional, broader claims in a continuation application, which Applicant reserves the right to file.

Dated: August 16, 2006



Respectfully submitted,

A handwritten signature in black ink, appearing to read "Tadd F. Wilson", written over a horizontal line.

Tadd F. Wilson, Reg. No. 54,544  
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